

**EXHIBIT 1**

**TO DEFENDANTS' MOTION TO DISMISS  
7:07-CV-03869-HFF-BHH**

**(INCIDENT REPORT)**

GREENVILLE COUNTY SHERIFF'S OFFICE INCIDENT REPORT												
OF	OFFENDER	BLDG SUB-CODE	UOF	CASE NUMBER	ADULT/JUVENILE							
	AGENCY I.D. 5CO230000	13820		06000142459								
EVENT	INCIDENT TYPE <b>CRIMINAL DOMESTIC VIOLENCE 1ST</b>			OFFENDER COMPLETED	FORCED ENTRY	PREMISES TYPE	UNITS ENTERED	TYPE VICTIM				
	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	28: APARTMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
VICTIM	INCIDENT LOCATION (SUBDIVISION, M.L. VILLAGE, APARTMENT AND NUMBER, STREET NAME AND NUMBER) <b>1524 PERDITA WAY THORNBLADE PARK APTS.</b>			CLOCKED IN/INTERSECTION			ZIP CODE					
	INCIDENT DATE 11/4/06	TIME 0933	TO	DATE	TIME 40: HANDS	TIME ARRIVED 0932	TIME COMPLETED 1230	PATROL DISTRICT 03A				
COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) <b>LONG, DAVID</b>					RESIDENT	RACE	SEX	AGE	DAYTIME PHONE		EVENING PHONE	
ADDRESS <b>101 BENNINGTON WAY</b>					RESIDENT	RACE	SEX	AGE	419-7333 (C)		PATROL DISTRICT	
VICTIM'S NAME (LAST, FIRST, MIDDLE) <b>COBIN, LESLE, LONG</b>					RESIDENT	RACE	SEX	AGE	244-7165 (H)		EVENING PHONE	
ADDRESS <b>1524 PERDITA WAY</b>					RESIDENT	RACE	SEX	AGE	607-6966 (C)		SAME	
VISIBLE INJURY (VICT. 1) YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> REDNESS AROUND THROAT, BRUISES ON ARM, SHIN, ANKLE					COMPLAINT OF ANY NON-VISIBLE INJURIES? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>							
VICTIM (NO. 1) USING ALCOHOL YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN DRUGS: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN TYPE:												
TWO-MAN VEH. <input type="checkbox"/> ONE-MAN VEH. <input type="checkbox"/> DEPUTY DISPATCHER <input type="checkbox"/> OTHER <input type="checkbox"/> ALONE <input type="checkbox"/> ASSISTED <input checked="" type="checkbox"/> J - THIS JURISDICTION S - STATE 4 - OUT OF STATE U - UNKNOWN												
SUBJECT	SUSPECT	NAME LAST, FIRST, MIDDLE <b>COBIN, JOHN, MACAREWICH</b>			RACE	SEX	AGE	DATE OF BIRTH		HEIGHT	WEIGHT	HAIr
	RUNAWAY				W	M	43	03/10/63		603	265	Brown
WANTED	ADDRESS <b>140 SUN MEADOW RD.</b>			GIVEN:								
WAIVER	FACIAL HAIR, HAIR, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. <b>SCDL:</b>			CITY	STATE	ZIP CODE	PATROL DISTRICT					
ARREST	SUBJECT (NO. 1) USING ALCOHOL YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN DRUGS: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN TYPE: Total Arrested: 1			ARRESTED NEAR OFFENSE Scene	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	DATE/TIME OF OFFENSE		DATE OF ARREST				
MURKIN						11/4/06 0933		11/4/06				
ARRESTEE ARMED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO WEAPON TYPE: <input type="checkbox"/> BARRIED OR CURRENT OFFENDER <input type="checkbox"/> CLEARED BY ARREST ON PRIOR OFFENSE												
ARRESTEE DIMINUTION: <input type="checkbox"/> HANDED OVER RELEASED <input type="checkbox"/> REFERRED TO OTHER AUTHORITY <input type="checkbox"/> ON VIEW ARREST <input type="checkbox"/> SUSPENDED JAIL BOND												
CHAPTER: <input type="checkbox"/> WARRANT # <b>I-797216</b> <input type="checkbox"/> TICKET #												
CRIMINAL DOMESTIC VIOLENCE 1ST												
Arrest Location: <b>821 S. BATESVILLE RD. GREER, SC CVS PHARMACY</b>												
NARRATIVE	MYSELF AND DEPUTY COLLING (C14) RESPONDED TO 1524 PERDITA WAY IN REFERENCE TO A DOMESTIC DISTURBANCE.											
	WHILE EN ROUTE DISPATCH ADVISED THAT THE SUSPECT WAS LEAVING THE APARTMENT WITH THEIR INFANT CHILD IN A BLACK VOLVO. A SHORT TIME LATER DISPATCH ADVISED THAT THE VICTIM'S BROTHER, <u>DAVID LONG</u> , WAS BLOCKING THE SUSPECT'S VEHICLE AT S. BATESVILLE RD. AND THE PARKWAY. DISPATCH ADVISED THE SUSPECT WHO ALSO CALLED 911 AND THE COMPLAINANT TO PULL INTO THE CVS AT THE INTERSECTION AND WAIT FOR											
VEHICLE	JURISDICTION OF THEFT: XXXXXXXXXXXXXXXXXXXXXXXXX				JURISDICTION OF RECOVERY: XXXXXXXXXXXXXXXXXXXXXXXXX				VALUED			
	STOLEN	YEAR NUMBER 2261CU	STATE SC	YEAR 07	MAKE VOLVO	MODEL S80	STYLE 4 DR.	COLOR BLACK				
PROPERTY	ADDITIONAL VEHICLE DESCRIPTION											
	Status	Property Type	Quantity	Property Make	Color	Description		Serial #	Value			
	*											
	N											
	O											
	N											
	E											
ADMIN	SUBJECT IDENTIFIED		SUBJECT LOCATED		ACTIVE <input type="checkbox"/> ARREST, CLOSED <input type="checkbox"/>	ARRESTED UNDER 18 <input type="checkbox"/>	EX-CLEARED UNDER 18 <input type="checkbox"/>					
	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>	UNFOUNDED <input type="checkbox"/>	ARRESTED 18 AND OVER <input type="checkbox"/>	EX-CLEARED 18 AND OVER <input type="checkbox"/>					
REASON FOR EXCEPTIONAL CLEARANCE: <input type="checkbox"/> OFFENDER DEATH <input type="checkbox"/> NO PROSECUTION <input type="checkbox"/> OTHER OFFENDER COOPERATION <input type="checkbox"/> ARRESTION DENIED <input type="checkbox"/> CHARGEABLE NO ARREST		REPORTING OFFICER (s)		DATE 11/4/06	APPROVING OFFICER <i>J. D. Redman</i>	DATE 11/4/06	UNIT # S12					
J.D. REDMAN *821				C 33	FOLLOW UP INVESTIGATION YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> (TOPIC/CH)							

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OF	AGENCY I.D.	GREENVILLE COUNTY SHERIFF'S OFFICE	CASE NUMBER
	SCO230000	SUPPLEMENTAL REPORT	0161001142145191
<input checked="" type="checkbox"/> ORIGINAL REPORT <input type="checkbox"/> STATUS CHANGE <input type="checkbox"/> ADDITIONAL VICTIM(S) <input type="checkbox"/> ADDITIONAL STOLEN PROPERTY <input type="checkbox"/> SUPPLEMENTAL REPORT <input type="checkbox"/> OTHER REPORT <input type="checkbox"/> ADDITIONAL OFFENDERS <input type="checkbox"/> ADDITIONAL RECOVERED PROPERTY		INCIDENT TYPE	CRIMINAL DOMESTIC VIOLENCE 1ST
		PATROL DISTRICT	03A PAGE 2 OF 3 PAGES

I.D. OVERFLOW	<input type="checkbox"/> COMPLAINANT	NAME (LAST, FIRST, MIDDLE)			VICTIM'S RELATIONSHIP TO SUBJECT			RESIDENT	RACE	SEX	AGE	D.O.B.		
	<input type="checkbox"/> VICTIM	SEE PAGE ONE CODE 5			#1	#2	#3							
	<input type="checkbox"/> SUBJECT	ADDRESS			CITY	STATE	ZIP CODE	PATROL DISTRICT	DAY PHONE	EVENING PHONE				
	<input type="checkbox"/> RUNAWAY	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	<input type="checkbox"/> WANTED	<input type="checkbox"/> VICTIM NO. <input type="checkbox"/> VISIBLE INJURY <input type="checkbox"/> EXPLAIN:			COMPLAINT CP NON-VISIBLE INJURIES	VICTIM USING ALCOHOL	<input type="checkbox"/> NO	<input type="checkbox"/> YES	<input type="checkbox"/> UNK.	<input type="checkbox"/> TWO-MAN VEHICLE	<input type="checkbox"/> DETECTIVE	<input type="checkbox"/> ALONE		
	<input type="checkbox"/> WARRANT	<input type="checkbox"/> NO <input type="checkbox"/> YES			BRAND	<input type="checkbox"/> NO	<input type="checkbox"/> YES TYPE	<input type="checkbox"/> UNK.	<input type="checkbox"/> GUNMAN VEHICLE	<input type="checkbox"/> OTHER	<input type="checkbox"/> ASSISTED			
	<input type="checkbox"/> ARREST	ARREST NO. <input type="checkbox"/> USING ALCOHOL <input type="checkbox"/> NO <input type="checkbox"/> YES			UNK	<input type="checkbox"/> ARRESTED ON CURRENT OFFENSE								
	<input type="checkbox"/> MISSING	<input type="checkbox"/> USING DRUGS <input type="checkbox"/> NO <input type="checkbox"/> YES			TYPE	<input type="checkbox"/> UNK	<input type="checkbox"/> CLEARED BY ARREST ON PRIOR OFFENSE							
	<input type="checkbox"/> JAIL													
	<input type="checkbox"/> OTHER													
ARRESTEE ARMED <input type="checkbox"/> YES <input type="checkbox"/> NO WEAPON TYPE:					<input type="checkbox"/> ON VIEW ARREST <input type="checkbox"/> SUMMONED <input type="checkbox"/> CUSTODY									
JUVENILE DISPOSITION: 1. <input type="checkbox"/> HANDLED, RELEASED <input type="checkbox"/> REFERRED TO OTHER AUTHORITY														

Arrest Location:

US TO ARRIVE.

I MET WITH THE SUSPECT AND COMPLAINANT AT THE CVS AT 821 S. BATESVILLE RD. AND DEPUTY COLLING (C14) MET WITH THE VICTIM AT HER APARTMENT.

NARRATIVE  
THE SUSPECT, JOHN COBIN, SAID THAT THIS MORNING HE CALLED HIS WIFE, LESLE COBIN, AND ARRANGED TO PICK UP THEIR 6 MONTH OLD SON. HE SAID THAT HIM AND HIS WIFE HAVE BEEN SEPARATED SINCE LATE JULY OF THIS YEAR. HE SAID HE ARRIVED AT HER APARTMENT AND SHE ASKED HIM TO COME INSIDE. HE SAID THAT THEY BEGAN TO DISCUSS SOME LIENS AND OTHER FINANCIAL ISSUES AND HIS WIFE BECAME UPSET. HE SAID THAT HE HAD THE BABY CARRIER IN HIS HAND AND TOLD HER THAT HE WANTED TO SEE HIS SON TOMORROW AT 4:00 P.M. HE SAID THAT SHE TOLD HIM NO AND PULLED ON THE BABY CARRIER. HE SAID ONE TIME THAT HE OVERPOWERED HER AND PUSHED HER DOWN AND KEPT CONTROL OF THE BABY CARRIER. A DIFFERENT TIME HE SAID THAT SHE PUSHED HIM IN THE CHEST FIRST WHILE SHE WAS HOLDING ONTO THE BABY CARRIER AND HE THEN PUSHED HER DOWN AGAINST THE COUCH. HE SAID THAT HE THEN SAW HER GRAB SOMETHING AND HE TOOK IT FROM HER. HE SAID THAT IT WAS THE PHONE AND HE SET IT DOWN OUTSIDE AS HE LEFT WITH THE BABY.

THE SUSPECT SAID THAT HE DID NOT HAVE ANY VISIBLE INJURIES AND DID NOT NEED 911. HE ALSO SAID THAT THE INFANT WAS NOT INJURED DURING THE FIGHT.

I CONTACTED DEPUTY COLLING (C14) AND HE ADVISED ME THAT THE VICTIM HAD BRUISES ON HER

VEHICLE	TAG NUMBER	STATE	YEAR	V.I.N.	VALUE				
	<input type="checkbox"/> UNPAID	<input type="checkbox"/> RECOVERED	<input type="checkbox"/> SUBJECT	<input type="checkbox"/> VICTIM	YEAR	MAKE	MODEL	STYLE	COLOR
						ADDITIONAL VEHICLE DESCRIPTION			
	TAG ONLY <input type="checkbox"/>								

PROPERTY	STATUS	Property Type	Quantity	Property Make	Color	Description	Balld #	Value

SUBJECT IDENTIFIED	SUBJECT LOCATED	<input type="checkbox"/> ACTIVE	<input type="checkbox"/> ADMIR, CLOSED	<input type="checkbox"/> ARRESTED UNDER 18	<input type="checkbox"/> UN-CLEARED UNDER 18
<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> UNFOUNDED	<input type="checkbox"/> UNFOUNDED	<input type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> UN-CLEARED 18 AND OVER

REASON FOR EXCEPTIONAL CLEARANCE: 1.  OFFENDER DEATH. 2.  NO PROSECUTION. 3.  VICTIM/CO-ACCUSED COOPERATION 4.  EXTRADITION DENIED 5.  JUVENILE-NO ARREST

REPORTING OFFICER(s)	BATE	03/07/06	APPROVING OFFICER	DATE	03/07/06
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J.D. REDMAN #821	11/04/06	C 33	FOLLOWUP INVESTIGATION	<input type="checkbox"/> YES	<input type="checkbox"/> NO	03/07/06
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INCL 04/28/06

(R) 110506

OF AGENCY I.D.  
SCO230000GREENVILLE COUNTY SHERIFF'S OFFICE  
SUPPLEMENTAL REPORT

CASE NUMBER

0 6 0 0 0 1 4 2 4 5 9

<input checked="" type="checkbox"/> CRIMINAL REPORT	<input type="checkbox"/> STATUS CHANGE	<input type="checkbox"/> ADDITIONAL VICTIMS	<input type="checkbox"/> ADDITIONAL STOLEN PROPERTY	INCIDENT TYPE	CRIMINAL DOMESTIC VIOLENCE 1ST		
<input type="checkbox"/> SUPPLEMENTAL REPORT	<input type="checkbox"/> OTHER REPORT	<input type="checkbox"/> ADDITIONAL OFFENDERS	<input type="checkbox"/> ADDITIONAL RECOVERED PROPERTY	PATROL CONTRACT	03A	PAGE	3 of 3 PAGES

RIGHT SHIN AND RIGHT BICEPS AREA. HE SAID THAT THE VICTIM'S RIGHT ANKLE WAS SLIGHTLY SWOLLEN AND BRUISED AS WELL. HE SAID THE VICTIM HAD REDNESS AROUND HER THROAT BUT NO BRUISING WAS VISIBLE. HE SAID THE VICTIM STATED SHE WAS PUSHED HER DOWN AND GRABBED HER BY THE NECK BEFORE HE LEFT WITH THEIR INFANT CHILD.

DEPUTY COLLING (C14) TOOK A WRITTEN STATEMENT FROM THE VICTIM. HE ALSO GAVE THE VICTIM A COPY OF THE VICTIM RIGHTS FORM AND DOMESTIC ABUSE FORM AND SHE SIGNED BOTH FORMS. DEPUTY COLLING (C14) SAID THE VICTIM REFUSED EMS AND SAID SHE WOULD HAVE HER BROTHER TAKE HER TO THE E.R.

DEPUTY COLLING (C14) ARRIVED AT CVS AND I PLACED THE SUSPECT UNDER ARREST WITHOUT INCIDENT. THE VICTIM ARRIVED AT THE SCENE AND TOOK CUSTODY OF THEIR INFANT SON. THE SUSPECT'S SON ALSO ARRIVED AND TOOK CUSTODY OF THE SUSPECT'S CAR.

FORENSICS INVESTIGATOR OGLE (930) RESPONDED TO THE VICTIM'S APARTMENT AND TOOK PHOTOGRAPHS OF HER INJURIES.

THE SUSPECT WAS NOT LISTED ON N.C.I.C AND DID NOT HAVE ANY ACTIVE WARRANTS WITH THIS AGENCY.

I REQUESTED A CRIMINAL HISTORY FROM DISPATCH AND THE SUSPECT DID NOT HAVE ANY PRIOR CONVICTIONS FOR CRIMINAL DOMESTIC VIOLENCE.

I TRANSPORTED THE SUSPECT TO DETENTION WITHOUT INCIDENT.

AT DETENTION I MET WITH JUDGE FISHER AND OBTAINED WARRANT #: I-797216 FOR CRIMINAL DOMESTIC VIOLENCE 1ST. I CONTACTED THE VICTIM AND SHE ARRIVED AT DETENTION FOR THE BOND HEARING. THE SUSPECT WAS ARRAIGNED BY JUDGE FISHER AND HIS BOND WAS SET AT \$2,500/3,000. I PLACED THE SUSPECT IN DETENTION IN GOOD CONDITION.

I PLACED MY IN CAR VIDEO TAPE OF THE INCIDENT IN PROPERTY & EVIDENCE.

NARRATIVE

ADMIN

SUBJECT IDENTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	SUBJECT LOCATED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	ACTIVE <input type="checkbox"/> ACTIVE <input type="checkbox"/> ADMIA CLOSED <input type="checkbox"/> UNFOUNDED	ARRESTED UNDER 18 <input type="checkbox"/> ARRESTED UNDER 18 AND OVER <input type="checkbox"/> ARRESTED 18 AND OVER	EX-CLEARED UNDER 18 <input type="checkbox"/> EX-CLEARED 18 AND OVER
REASON FOR EXCEPTIONAL CLEARANCE: 1. OFFENDER DEATH 2. NO PROSECUTION 3. VICTIM DECLINES COOPERATION 4. EXTRADITION DENIED 5. JUVENILE, NO ARREST				
REPORTING OFFICER(S)	DATE	UNIT / STAR #	APPROVING OFFICER <i>J. Redman</i>	DATE
J.D. REDMAN #821	11/4/06	C 33	FOLLOW UP INFORMATION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> NO FILED	11/4/06 C 22

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(R) 10506